

August 11, 2011

**UNITED STATES COURT OF APPEALS  
FOR THE TENTH CIRCUIT**Elisabeth A. Shumaker  
Clerk of Court

JOHN NASIOUS,

Plaintiff - Appellant,

v.

No. 11-1310

(D.C. No. 1:09-CV-01051-REB-KMT)

STATE OF COLORADO, Office of the Governor Bill Ritter; NURSE MARTHA MUELLER, Physician Health Partners; DR. BARRY GOLDSMITH, Physician Health Partners; PAULA FRANTZ, M.D., CMO, Colorado Dept. of Corrections; STEPHEN KREIBS, M.D., Physician Health Partners Agent of Record; P.A. BRIAN WEBSTER, Physician Health Partners (Ft. Meyers, Fl.); P.A. TEJINDER SINGH, Physician Health Partners; ARISTEDES ZAVARAS, Executive Director, CDOC; JOSEPH GARY FORTUNADO, D.O., Physician Health Partners; P.A. JOANN STOCK, Physician Health Partners; NURSE NANCY WHITE, Physician Health Partners; JOSEPH WERMERS, M.D., Physician Health Partners; CO ST. MARTIN, Colorado Dept. of Corrections; CO KENNETH LEFEVER, Colorado Dept. of Corrections; CO REGINA JOHNSON, Medical Department Colorado Department of Corrections; MAJOR JOHNSON, Colorado Department of Corrections; CAPTAIN WEINGARDT, Colorado Department of Corrections; LT MARK BOLD, Colorado Department of Corrections; LT JASON ZWIRN, Colorado Department of

Corrections; LT SHANE MCMAHIL,  
Colorado Department of Corrections;  
CATHIE HOLST, Manager of  
Correctional Legal Services, ADA  
Coordinator, AIC CDOC; ADRIENNE  
JACOBSON, Legal Assistant AIC/ADA  
Coordinator CDOC; SGT BECKY  
BALL, Colorado Dept. of Corrections; LT  
JIMERSON, Colorado Dept. of  
Corrections; MS. HAVERLY,  
LIBRARIAN, Colorado Dept. of  
Corrections; JON DOE AND JANE DOE,  
all in their individual capacities,

Defendants - Appellees.

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**ORDER**

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The captioned appeal is dismissed for lack of prosecution pursuant to 10th Cir. R.

42.1.

A copy of this order shall stand as and for the mandate of this court.

Entered for the Court,



ELISABETH A. SHUMAKER, Clerk